PETITION FOR ZONING VARIANCE 85-247-1 TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section . 1 A 04.3.83 To Abiot A SIDE YARD SETBACK OF 25 FRET INSTEAD OF REQUIRED SO FRET TO AMENO THE SECUND AMENDED PARCEL DEVELOPMENT PLAN OF BROADRIDGE SECTION I To Array A Pozzion of Duerring To Be pozzion of Bounding Enverope.
of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) RE: PETITION FOR VARIANCES W/S of Broadridge Lane 500' S of Barthel Rd. OF BALITIMORE COUNTY (4 Broadridge Lane), 1. ORIGINAL PLANS NOT CORRECT AND HAD TO 8th District SHIFT HOUSE DUE TO PERK SITE LOCATION. NICHOLAS J. MITSOS, et ux, : Case No. 85-247-A Petitioners 111111 EMIRY OF APPEARANCE BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE 85-247-A Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law For Baltimore County. February 25, 1985 Please enter the appearance of the People's Counsel in the Mr. & Mrs. Nicholas J. Mitsos COUNTY OFFICE BLDG. 111 W. Chesapeake Ave. Towson, Maryland 21204 10309 D Malcolm Circle above-captioned matter. Notices uld be sent of any hearing dates BALTIMORE COUNTY OFFICE OF PLANNING & ZONING Cockeysville, Maryland 21030 I/We do solemnly declare and affirm, or other proceedings in this matter and of the passage of any prelimunder the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. County Office Building 111 W. Chesapeake Avenue inary or final Order. Towson, Maryland 21204 Contract Purchaser RE: Item No. 187 - Case No. 85-247-A Your petition has been received and accepted for filing this NICHOLAS J. MITSOS Nicholas J. Mitsos, et ux Cole truedman 30th day of January , 1988. Variance Petition Phyllis Cole Friedman Dear Mr. & Mrs. Mitsos: People's Counsel for Baltimore County The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The following comments are not intended to indicate the approtiateness of the zoning action requested, but to assure regard to the development plans or problems with this case. The Director of Planning may have a bearing on report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning. Department of Traffic Engineering State Roads Commiss Eureau of Fire Provention Zoning Commissioner Peter Max Zimmerman City and State Realth Department Deputy People's Counsel Rm. 223, Court House Petitioner Nicholas J. Mitsos, et Weceived by Project Planning Attorney for Petitioner Towson, MD 21204 Building Department 10309 D MALCOLM (IR. Petitioner's Chairman, Zoning Plans Roard of Education (Type or Print Name) Advisory Committee Enclosed are all comments submitted from the members of the Committee at this time that offer or request infor-Zoning Administration OCKEYSVILLE, MD 21030 mation on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be filing on the date of the enclosed filing certificate and a hearing scheduled accordingly. Industrial I HEREBY CERTIFY that on this 15th day of February, 1985, a vame, address and phone number of legal owner, concopy of the foregoing Entry of Appearance was mailed to Mr. and Mrs. tract purchaser or representative to be contacted NICHOLAS J. MITSOS Nicholas J. Mitsos, 10309 D Malcolm Circle, Cockeysville, MD 21030, Petitioners. Very truly yours, Richales B. Consideration required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore NICHOLAS B. COMMODARI Peter Max Zimmerman Chairman Zoning Plans Advisory Committee NBC:bsc RECEIVED County on the _____5tb____ day of _____ March___, 19.85_, at 9:45_ o'clock cc: Ziger/Hoopes 819 North Charles Street Suite 300 Baltimore, Maryland 21201 Feb 1,85 Zoning Item # 187 Zoning Advisory Committee Meeting of Jan 9.85 BALTIMORE COUNTY
DEPARTMENT OF PUBLIC WOR
TOWSON, MARYLAND 21204 BALTIMORE COUNTY DEPARTMENT OF PUBLIC WORKS BALTIMORE COUNTY DEPARTMENT OF HEALTH BALTIMORE COUNTY
OFFICE OF PLANNING AND ZONING
TOWSON, MARYLAND 21204 () Prior to razing of existing structure/s, patitioner must contact the Division Zoning Commissioner of Water Quality and Waste Management at 494-3768, regarding removal and/or disposal of potentially hazardous materials and solid wastes. Office of Planning and Zoning HARRY J. PISTEL, P. E. DIRECTOR County Office Building NORMAN E. GERBER DIRECTOR () Any abandoned underground storage tanks containing gasoline, waste oil, solvents, etc., must have the contents removed by a licensed hauler and either Towson, Maryland 21204 February 12, 1985 Zoning Item # 187, Zoning Advisory Committee Meeting of Jan 9, 95 be removed from the property or properly backfilled. Prior to removal or abandonment, owner must contact the Division of Water Quality and Waste Property Owner: Nicholas J. Mitsor etux Management at 494-3768. Mr. Arnold Jablon (V) Soid percolation tests (have been must be) conducted.

(The results are valid until Feb 17 1986

(Soil percolation test results have expired. Petitioner should contact the Division of Environmental Support Services to determine whether Zoning Commissioner Mr. Arnold Jablon Zoning Commissioner County Office Building Towson, Maryland 21204 County Office Building 2/8/85 Towson, Maryland 21204 Water Supply Well _ Sewage Disposal _Septic System_ Re: Item #187 (1984-1985) Re: Zoning Advisory Meeting of 1/9/85 additional tests are required. COMMENTS ARE AS FOLLOWS: Property Owner: Nicholas J. Mitsos, et ux Property Owner: Nicholas J. Mitsos, etux Location: WIS Broadridge Lane S of Barthal Rd. () Where water wells are to be used as a source of water supply, a well meeting W/S Broadridge Lane, 500' S. of Barthel Rd. () Prior to approval of a Building Permit for construction, renovation and/or installation of equipment for any existing or proposed food service facility, complete plans and specifications must be submitted to the Plans Review Section, Environmental Support Services, for final review and approval. the minimum Baltimore County Standards must be drilled. Acres: 2.29 (V) In accordance with Section 13-117 of the Baltimore County Code, the Later District: 8th well yield test The Division of Current Planning and Development has reviewed the subject shall be valid until TAND7 1987

is not acceptable and must be retested. This must be accomplished () Prior to new installation/s of fuel burning equipment, the owner should contact the Division of Air Pollution Control, 494-3775, to obtain require-Dear Mr. Jablon: prior to conveyance of property and approval of Building Permit X)There are no site planning factors requiring comment. The following comments are furnished in regard to the plat submitted to this)A County Review Group Meeting is required.
)A County Review Group meeting was held and the minutes will be ments for such installation/s before work begins.

() A permit to construct from the Division of Air Pollution Control is required office for review by the Zoning Advisory Committee in connection with the subject () Prior to occupancy approval, the potability of the water supply must be verified by collection of bacteriological and chemical water samples. forward by the Bureau of Public Services.

This site is part of a larger tract; therfore it is defined as a for such items as spray paint processes, underground gasoline storage tank/s (5,000 gallons or more) and any other equipment or process which exhausts subdivision. The plan must show the entire tract.)A record plat will be required and must be recorded prior () If submission of plans to the County Review Group is required, a Hydrageological Study and an Environmental Effects Report must be submitted. into the atmosphere.

() A permit to construct from the Division of Air Pollution Control is required General: to issuance of a building permit.)The access is not satisfactory. Baltimore County highway and utility improvements are not directly The circulation on this site is not satisfactory.

The parking arrangement is not satisfactory.

Parking calculations must be shown on the plan. for any charbroiler operation which has a total cooking surface area of five (5) square feet or more.)This property contains soils which are defined as wetlands, and Development of this property through stripping, grading and stabilization development or these soils is prohibited.
)Construction in or alteration of the floodplain is prohibited () Prior to approval of a Building Permit Application for renovations to existcould result in a sediment pollution problem, damaging private and public holdings ing or construction of new health care facilities, complete plans and under the provisions of Section 22-98 of the Development Regulations.

Development of this site may constitute a potential conflict with downstream of the property. A grading permit is, therefore, necessary for all specifications of the building, food service area and type of equipment to grading, including the stripping of top soil. be used for the food service operation must be submitted to the Plans Review the Baltimore County Master Plan. and Approval Section, Division of Engineering and Maintenance, State Department)The amended Development Plan was approved by the Planning Board The Petitioner must provide necessary drainage facilities (temporary or of Health and Mental Hygiene for review and approval. permanent) to prevent creating any nuisances or damages to adjacent properties, Landscaping: Must comply with Baltimore County Landscape Manual. especially by the concentration of surface waters. Correction of any problem The property is located in a deficient service area as defined by Bill 178-79. No building permit may be issued until a Reserve () Prior to any new construction or substantial alteration of public swimming which may result, due to improper grading or improper installation of drainage pool, wading pool, bathhouse, saunas, whirlpools, hot tubs, water and sewerage Capacity Use Certificate has been issued. The deficient service facilities, would be the full responsibility of the Petitioner. facilities or other appurtenances pertaining to health and safety; two (2) The property is located in a traffic area controlled by a "D" level intersection as defined by Bill 178-79, and as conditions change traffic capacity may become more limited. The Basic Services Areas are re-evaluated annually by the County Council. copies of plans and specifications must be submitted to the Baltimore County Department of Health for review and approval. For more complete information, contact the Recreational Hygiene Section, Division of Environmental Support (X) Additional comments:
A copy of the Finel Development Plan with
the Management added shall be submetted () Prior to approval for a nursely school, owner or applicant must comply with all Baltimore County regulations. For more complete information, contact JAM: EAM: FWR:ss

Eugene A. Bober

cc: James Hoswell

Chief, Current Planning and Development

() If lubrication work and oil changes are performed at this location, the

with Water Pesources Administration requirements.

SS 20 1082 (1)

method providing for the elimination of waste oil must be in accordance

SS 20 1283 (2) R

Cer

S-NW Key Sheet

NW 15 E Topo

50 Tax Map

57 NW 18 & 19 Pos. Sheets

A CCT 31 885

Pursuant to the advertisement, posting of property, and public hearing on the Petition and it appearing that strict compliance with the Baltimore Caunty Zoning Regulations would/would not result in practical difficulty and unreasonable hardship upon the Petitioner(s) and the granting of the variance(s) requested will/will not adversely affect one health, safety, and general welfare of the community, the variance(s) should /should not be granted.

Therefore, IT IS ORDEPED by the Zoning Commissioner of Baltimore County, this ______ _____, 19____, that the herein Petition for Variance(s) to permit

INTER-OFFICE CORRESPONDENCE

BALTIMORE COUNTY, MARYLAND

Arnold Jablon TO Zoning Commissioner Date February 19, 1985 Norman E. Gerber, Director FROM Office of Planning and Zoning

SUBJECT Zoning Petition Nos. 85-234-A. 85-246-A, 85-247-A, and 85-248-A

There are no comprehensive planning factors requiring commment on these

NEG/JGH/sf

1

BALTIMORE COUNTY FIRE DEPARTMENT TOWSON, MARYLAND TOWSON, MARYLAND 21204-2586

PAUL H. REINCKE

January 23, 1985

Mr. Arnold Jablon Zoning Commissioner Office of Planning and Zoning Baltimore County Office Building Towson, MD 21204

Attention: Nick Commodari, Chairman Zoning Plans Advisory Committee

RE: Property Owner: Nicholas J. Mitsos, et ux

Location: W/S Broadridge La., 500 ft. S. of Berthel Road Zoning Agenda: Meeting of 1/9/85 Item No.: 187

Centlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "X" are applicable and required to be corrected or incorporated into the final plans for the property.

() 1. Fire hydrants for the referenced property are required and shall be located at intervals or _____ feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.

() 2. A second means of vehicle access is required for the site.

() 3. The vehicle dead end condition shown at _

EXCEEDS the maximum allowed by the Fire Department. () 4. The site shall be made to comply with all applicable parts of the

Fire Prevention Code prior to occupancy or beginning of operation. ' (x) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1976 Edition prior

() 6. Site plans are approved, as drawn.

to occupancy.

() 7. The Fire Prevention Bureau has no comments, at this time.

REVIEWER: Calt Cred Talk 1-3.75 Approved: Errol M. Norkowig
Planning/Group

Fire Prevention Bureau

Special Inspection Division

RE: PETITION FOR VARIANCE W/S of Broadridge Lane. 500' S of Barthel Road (4 Broadridge Lane) 8th Election District Nicholas J. Mitsos, et ux -Petitioners No. 85-247-A (Item No. 187)

BEFORE THE

DEPUTY ZONING COMMISSIONER BALTIMORE COUNTY

: : : :

The Petitioners herein request a variance to allow a side yard setback of 25 feet instead of the required 50 feet to amend the Second Amended Partial Development Plan of Broadridge, Section 1 to allow a portion of the dwelling to be outside the building envelope.

Testimony by the Petitioners indicate that only a 3/4 acre area of an approximately 2 acre parcel successfully passed soil percolation tests. The Baltimore County Health Department will not approve any other portion of the above referenced property for water and septic location.

There were no Protestants.

After due consideration of the testimony and evidence presented and it appearing that strict compliance with the Baltimore County Zoning Regulations would result in practical difficulty and unreasonable hardship upon the Petitioners and the granting of the variance requested would not adverse- \mathbf{f} affect the health, safety, and general welfare of the community, and, Perefore, the variance should be granted.

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore the this _____day of March, 1985, that the herein Petition for Variance low a side yard setback of 25 feet instead of the required 50 feet mend the Second Amended Partial Development Plan of Broadridge, Section allow a portion of the dwelling to be outside the building envelope,

SALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENCES
TOWNSON MARYLAND 21204

Mr. Arnold Jablon, Zoning Commissions

Office I Planning and Zoning County Office Building

Comments on Item # 187 Zoning Advisory Committee Meeting are as follows:

Property Owner: Nicholas J. Mitsos, et ux
Location: W/S Broadridge Lane, 500 feet south of Barthel Road
Existing Zoning: R.C. 5 Proposed Zoning: Variance to allow a side yard setback of 25 feet instead of the required 50 feet and to amend the second amended partial Development plan of Broadridge Section 1 to allow a portion of dwelling to be outside of building envelope.

All structures shall conform to the Baltimore County Building Code 1981/Council Bill 4-82 Skatevack Management forces than Fauchten park again; and other appli-(B.) A building/& other / permit shall be required before beginning construction. (C.) Residential: Three sets of construction drawings are required to file a permit

application. Architect/Engineer seal is/is not required. Non-reproduced seals and signatures are required on Plans and Technical Data. D. Commercial: Three sets of construction drawings with a Maryland Registered Architect or Engineer shall be required to file a permit application.

E. An exterior wall erected within 6'0 for Commercial uses or 3'0 for One & Two Family use group of an adjacent lot line shall be of one hour fire resistive construction, no openings permitted within 3'0 of lot lines. A firewall is required if construction is on the lot line, see Table 401, line 2, Section 1407 and Table 1402, also Section 503.2.

F. Requested variance appears to conflict with the Baltimore County Building Code,

G. A change of occupancy shall be applied for, along with an alteration permit application, and three required sets of drawings indicating how the structure will meet the Code requirements for the proposed change. Drawings may require

Before this office can comment on the above structure, please have the owner, thru the services of a Registered in Maryland Architect or Engineer certify to this office, that, the structure for which a proposed change in use is proposed can comply with the height/area requirements of Table 505 and the required construction classification of Table 401.

mitted to the office of Planning and Zoning and are not intended to be construed as the full extent of any permit. If desired, additional information may be obtained by visiting Room 122 (Plans Review) at 111 W. Chesapeake Ave.,

Charles E. Burnham, Chief Plans Review

January 17, 1985

Re: Mr. and Mrs. Nicholas Mitsos 4 Broadridge Lane Owings Mills, Maryland 21117 Lot Number 23

To Whom It May Concern:

This is to certify that we are in favor of Baltimore County Zoning Board waivering its 50 ft. variance law for lot # 23 and we hereby give permission to Mr and Mrs. Nicholas Mitsos to move within 25 ft. of our property line.

Difficult 2

December 24, 1984

Jecember 24, 1984

in accordance with the site plan prepared by Ziger/Hoopes Associates, dated December 10, 1984, and marked Petitioner's Exhibit 1, is GRANTED, from and after the date of this Order, subject to compliance with Current Planning comments, dated February 8, 1985.

Deputy Zoning Commissioner of Baltimore County

PETITION FOR VARIANCES

8th Election District

LOCATION: West side of Broadridge Lane, 500 ft. South of Barthel Road (4 Broadridge Lane)

DATE AND TIME: Tuesday, March 5, 1985 at 9:45 A.M.

PUBLIC HEARING:

Room 106, County Office Building, 111 West Chesapeaks Avenue, Towson, Maryland The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing:

Petition for Variances to allow a side yard setback of 25 ft. instead of the required 50 ft. to amend the second amended partial development plan of Broadridge, Section I to allow a portion of dwelling to be outside of building envelope

Being the property of Nicholas J. Mitsos, et ux the plat filed with the Zoning Office.

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing set above or made at the hearing.

BY ORDER OF ARNOLD JABLON ZONING COMMISSIONER OF BALTIMORE COUNTY

FII.ING

BALTIMORE COUNTY
OFFICE OF PLANNING & ZONING
TOWSON, MARYLAND 21204
494-3353 Pebruary 5, 1985 BALTIMORE COUNTY OFFICE OF PLANNING & ZONING TOWSON, MARYLAND 21204 Mr. & Mrs. Nicholas J. Mitsos 10309 D Malcolm Circle Beginning at a point on the west side of Broadridge Land 500' south of ARNOLD JABLON ZONING COMMISSIONER ARNOLD JABLON ZONING COMMISSIONER Cockeysville, Maryland 21030 JEAN M. H. JUNG DEPUTY ZONING COMMISSIONER Barthel Road and known as Lot 23 Section 1 of Broadridge and recorded NOTICE OF HEARING among the land records of Baltimore County in Plat Book 50 Folio 120 Re: Petition for Variance
W/S of Broadridge Lane, 500° S of Barthel Rd.
(4 Broadridge Lane) February 28, 1985 March 11, 1985 Also known as #4 Broadridge Lane Micholas J. Mitsos, et ux - Petitioners Case No. 85-247-A Mr. and Mrs. Nicholas J. Mitsos 10309D Malcolm Circle Cockeysville, Maryland 21030 Mr. Nicholas J. Hitsos 10309D Malcolm Circle TIME: 9:45 A.M. Cockeysville, Maryland 21030 RE: Petition for Variance
W/S of Broadridge Lane,
500' S of Barthel Road
(4 Broadridge Lane)
8th Election District
Nicholas J. Mitsos, et ux Petitioners RE: Petition for Variance
W/S Broadridge Lane, 500' S of Barthel
Rd. (4 Broadridge Lane)
Case No. 85-247-A DATE: Tuesday, March 5, 1935 PLACE: Room 106, County Office Building, 111 West Chesapeake Avenue, Towson, Maryland Dear Mr. Hitsost Petitioners No. 85-247-A (Item No. 187) This is to advise you that \$53.35 is due for advertising and posting of the above property. Dear Mr. and Mrs. Mitsos: This fee must be paid and our zoning sign and post returned on the day I have this date passed my Order in the above referenced matter in accordance with the attached. of the hearing before an Order is issued. Do not remove sign until day of hearing. Please make the check payable to Baltimore County, Maryland, and remit to Mrs. Arlene January, Zoning Office, Room 113, County Office Building, Very truly yours, Towson, Maryland 21204, before the hearing. JEAN M.H. JUNG of Baltimore County Deputy Zoning Commissioner BALTIMORE COUNTY, MARYLAND JMHJ:eoh OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT No. 004953 BALTIMORE COUNTY, MARYLAND No. 003146 OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT Attached DATE 3-5.85 ACCOUNT 01-615-000 cc: People's Counsel WAR R. 01-615.000 PROM: Michales Tretres PECEIVED OFFE Pastern valen ron tile fee for it 187 Mitsus B 017*********** 20518 G 017 *** ** 35 u C:a &C4 MF LANDMARK COMMUNITY NEWSPAPERS OF MARYLAND, INC. 085-247=A CERTIFICATE OF PUBLICATION CERTIFICATE OF POSTING Westminster, Md., .Feb. 14,.19...85..... February 14 19 85 THIS IS TO CERTIFY that the annexed Reg.# L70344 P.O.# 62996 was published for one (1) THIS IS TO CERTIFY, that the annexed advertisement was Date of Posting 2-17-85 Carroll County Times, a daily newspaper published published in THE JEFFERSONIAN, a weekly newspaper printed in Westminster, Carroll County, Maryland. Petitioner: Biologias & Josephson et ux Location of property: N/S of Broadsidge Lane. 5005 of Burthell Port (4 Broadsidge Lone) Towson, Baltimore County, Md., appearing on South Carroll Herald, a weekly newspaper published in Eldersburg, Carroll County, Maryland Community Times, a weekly newspaper published in Reisterstown, Baltimore County, Maryland. Location of Signs: West side of Brol ridge Love Ofsporox 625' south LANDMARK COMMUNITY NEWSPAPERS OF MARYLAND, INC. THE JEFFERSONIAN, Per Jama Kenfer 18 Venetorli 2-22-85 Public Hearling: Hoom 106, County Office Building, 111

Avenue, Towern, Maryland

The Zoning Commissioner of Beltimore County, by authority of the Zoning Act and Regulations of Beltimore County, will hold a public hearing:

Petition for Variances to allow a side yard setback of 25 ft. instead of the required 50 ft. to amend the second amended partial development plan of Broadridge, Section I to allow a portion of dwelling to be outside of building Being the property of Nicholas J. Mitsos, et ux as shown on the plat filed with the Zoning Office.

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period Cost of Advertising \$20.00 ARNOLD JABLON ZONING COMMISSIONER OF BALTIMURE COUNTY

